

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M No.30986 of 2020

Date of Decision : 27.11.2020

Sukhwinder Singh and others

.....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Ferry Sofat, Advocate
for the Petitioners.

Mr. Bhupender Beniwal, Asstt. Advocate General, Punjab
for Respondent No.1/State.

Ms. Manju Bala, Advocate
for the Complainant/Respondent No.2.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the Petitioners, who are the accused persons in F.I.R No.35, dated 16.03.2020, under Sections 323, 325, 148 and 149 of the Indian Penal Code, 1860, registered at Police Station Kathu Nangal, District Amritsar Rural (Annexure P-1), have prayed for quashing of F.I.R. with all subsequent proceedings pending therefrom, on the basis of compromise.

2. Now the Complainant/Respondent No.2 has arrived at a settlement with the accused persons vide Affidavit (Annexure P-2) and Panchayati Compromise (Annexure P-3), which is duly signed by him. The matter was referred to the Court below for recording of statements of the parties and to report with respect to genuineness of the compromise arrived

at between the parties. The Ld. Judicial Magistrate 1st Class, Amritsar, vide report dated 23.11.2020 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

3. Respondent No.2 is represented by his Counsel who does not dispute the factum of compromise.

4. In view of the report of the Ld. Judicial Magistrate 1st Class, Amritsar, and in view of the decision of the Hon'ble Supreme Court in **“Gian Singh Vs. State of Punjab and another”, 2012(4) RCR (Criminal) 543** and **“Narinder Singh and Others Vs. State of Punjab and Another”, (2014) 6 SCC 466**, this Court is of the opinion that no useful purpose can be served by keeping with the criminal proceedings pending, since the Complainant has himself compromised the dispute with the Petitioners/accused persons.

5. In the circumstances, the present petition is allowed. F.I.R No.35, dated 16.03.2020, under Sections 323, 325, 148 and 149 of the IPC, registered at Police Station Kathu Nangal, District Amritsar Rural (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed *qua* the present Petitioners.

November 27, 2020

Dpr

**(SUDIP AHLUWALIA)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No